

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

AARON J. RAMBO,
Petitioner,

v.

DAVID WINN, as Warden of FMC Devens,
and
JOHN ASHCROFT, as Attorney General of
the United States,
Respondents.

Civ. No. 04-12669-EFH

PETITIONER'S RESPONSE TO MOTION TO DISMISS

Now comes the Petitioner, Aaron Rambo, and in light of the recent opinion of the First Circuit in *Perez-Olivo v. Chavez*, 394 F. 3d 45 (2005), hereby assents to an order of dismissal of the within Petition.

AARON RAMBO
by his attorneys,

Date: 3/22/05

/s/ Matthew A. Kamholtz
Matthew H. Feinberg
BBO #161380
Matthew A. Kamholtz
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125 Summer St.
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CERTIFICATE OF SERVICE

I, Matthew A. Kamholtz, hereby affirm that a copy of the within was this day served upon the following, via electronic mail:

Gina Walcott-Torres, AUSA
United States Attorney's Office
Suite 9200
One Courthouse Way
Boston, MA 02210

Date: 3/22/05

/s/ Matthew A. Kamholtz
Matthew A. Kamholtz